

State of Wisconsin \ Government Accountability Board

212 East Washington Avenue, 3rd Floor
Post Office Box 7984
Madison, WI 53707-7984
Voice (608) 266-8005
Fax (608) 267-0500
E-mail: gab@wisconsin.gov
<http://gab.wi.gov>



JUDGE THOMAS H. BARLAND
Chairperson

KEVIN J. KENNEDY
Director and General Counsel

DATE: May 24, 2011

TO: Wisconsin County Clerks
Milwaukee County Election Commission
Wisconsin Municipal Clerks
City of Milwaukee Election Commission

FROM: Nathaniel E. Robinson
Elections Division Administrator
Government Accountability Board

SUBJECT: UPDATE #13: Retain April 5 Election Materials until Further Notice

In accordance with our Update #11: Recount Reminders, that was posted to our website on May 2, 2011, we requested the following:

Please make sure that all election materials from both the Spring Election and Boards of Canvassers are maintained in the original format. Do not send any of your electronic voting equipment memory devices to the manufacturers / programmers until after the time period for appeals to the circuit court has passed. With potential litigation, the election materials may be necessary for any court action. The G.A.B. will provide notification to all county clerks when both the spring election and recount materials may be addressed per § 7.23 Wis. Stats. Thank you.

A Friendly Reminder.....

Once again, we ask county clerks to continue to retain all April 5, 2011 Spring Election materials at the county headquarters until you are advised through this update process that you may return election materials to municipal clerks. The deadline for filing an appeal of the recount results to circuit court is the close of business on Tuesday, May 31, 2011. You will receive an additional update after that deadline.

Self-providing municipalities or non-county providers for municipalities are encouraged to proceed with data entry or correct previously entered data following the potential Supreme Court Recount Circuit Court Litigation. After the time period for appeals to the circuit court, or court action is complete, materials may be returned to the municipalities. Note that no later than Wednesday morning, June 1, 2011, we will provide notification to clerks when the Spring Election materials may be returned to municipalities.

In order to facilitate data entry, County Clerks serving as providers may immediately begin data entry or correct any previous data entries in SVRS or WEDCS for the April 5, 2011 Spring Election, for any municipalities for which county provides SVRS. If any of your election materials are secured with a tamper-evident seal and you would need to break that serialized seal to access these election materials, please wait until the after the time period for appeals to the circuit court or court action has passed before accessing these materials.

We appreciate your cooperation. If you have questions regarding this matter or require assistance with post election-day processes, you may contact the Government Accountability Board's Help Desk at (608) 261-2028, or via email at GABhelpdesk@wi.gov. Thank you.

cc: Kevin J. Kennedy
Director and General Counsel
Government Accountability Board